
10/017,655

T148

REMARKS

Claims 1-10 and 12-22 are currently pending in the subject application and are presently under consideration. Favorable consideration of the subject patent application is respectfully requested in view of the comments herein.

I. Rejection of Claims 1-10 and 12-22 Under 35 U.S.C. §103(a)

Claims 1-10 and 12-22 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Li *et al.* (US 5,672,858) in view of Landt (US 6,677,852). This rejection should be withdrawn for at least the following reason. The primary reference, Li *et al.*, and applicant's claimed invention are commonly owned and were subject to an obligation of assignment to Symbol Technologies, Inc. (which owns Telxon Corporation) at the time the invention was made. Accordingly, pursuant to 35 U.S.C. §103(c), the rejection of these claims based on the commonly owned reference should be withdrawn.

10/017,655T148**CONCLUSION**

The present application is believed to be in condition for allowance in view of the above comments. A prompt action to such end is earnestly solicited.

In the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063.

Should the Examiner believe a telephone interview would be helpful to expedite favorable prosecution, the Examiner is invited to contact applicants' undersigned representative at the telephone number below.

Respectfully submitted,

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